

IF YOUR ANSWER IS "YES," PROCEED TO QUESTION 2. IF YOUR ANSWER IS "NO," PROCEED TO 1.B.

1.B. WAS THE AMOUNT OF MARIJUANA THE DEFENDANT REASONABLY  
COULD HAVE FORESEEN AS BEING INVOLVED IN THE CONSPIRACY 100  
KILOGRAMS OR MORE BUT LESS THAN 1000 KILOGRAMS?

YES \_\_\_\_\_ NO \_\_\_\_\_

IF YOUR ANSWER IS "YES," PROCEED TO QUESTION 2. IF YOUR ANSWER IS  
"NO," PROCEED TO 1.C.

1.C. WAS THE AMOUNT OF MARIJUANA THE DEFENDANT REASONABLY  
COULD HAVE FORESEEN AS BEING INVOLVED IN THE CONSPIRACY 50  
KILOGRAMS OR MORE BUT LESS THAN 100 KILOGRAMS?

YES \_\_\_\_\_ NO \_\_\_\_\_

PROCEED TO QUESTION 2.

**2. COUNT TWO: CONSPIRACY TO IMPORT MARIJUANA OR AIDING AND  
ABETTING THE CONSPIRACY [18 U.S.C. § 2; 21 U.S.C. §§ 952 AND 963]**

AS FOR COUNT TWO OF THE SUPERSEDING INDICTMENT AGAINST GAETAN DINELLE,  
HOW DO YOU, THE JURY, FIND?

GUILTY X NOT GUILTY \_\_\_\_\_

IF YOUR VERDICT ON COUNT TWO IS GUILTY, PROCEED TO 2.A. IF YOUR VERDICT  
ON COUNT TWO IS NOT GUILTY, PROCEED TO QUESTION THREE.

2.A. WAS THE AMOUNT OF MARIJUANA THE DEFENDANT REASONABLY  
COULD HAVE FORESEEN AS BEING INVOLVED IN THE CONSPIRACY MORE THAN  
1000 KILOGRAMS?

YES X NO \_\_\_\_\_

IF YOUR ANSWER IS "YES," PROCEED TO QUESTION 3. IF YOUR ANSWER IS  
"NO," PROCEED TO 2.B.

2.B. WAS THE AMOUNT OF MARIJUANA THE DEFENDANT REASONABLY COULD HAVE FORESEEN AS BEING INVOLVED IN THE CONSPIRACY 100 KILOGRAMS OR MORE BUT LESS THAN 1000 KILOGRAMS?

YES \_\_\_\_\_ NO \_\_\_\_\_

IF YOUR ANSWER IS "YES," PROCEED TO COUNT 3. IF YOUR ANSWER IS "NO," PROCEED TO 2.C.

2.C. WAS THE AMOUNT OF MARIJUANA THE DEFENDANT REASONABLY COULD HAVE FORESEEN AS BEING INVOLVED IN THE CONSPIRACY 50 KILOGRAMS OR MORE BUT LESS THAN 100 KILOGRAMS?

YES \_\_\_\_\_ NO \_\_\_\_\_

PROCEED TO QUESTION 3.

**3. COUNT THREE: CONSPIRACY TO DISTRIBUTE MARIJUANA KNOWING OR INTENDING THAT IT WOULD BE UNLAWFULLY IMPORTED INTO THE UNITED STATES [21 U.S.C. §§ 959 AND 963]**

AS FOR COUNT THREE OF THE SUPERSEDING INDICTMENT AGAINST GAETAN DINELLE, HOW DO YOU, THE JURY FIND?

GUILTY X NOT GUILTY \_\_\_\_\_

IF YOUR VERDICT ON COUNT THREE IS GUILTY, PROCEED TO 3.A. IF YOUR VERDICT ON COUNT THREE IS NOT GUILTY, PROCEED TO QUESTION FOUR.

3.A. WAS THE AMOUNT OF MARIJUANA THE DEFENDANT REASONABLY COULD HAVE FORESEEN AS BEING INVOLVED IN THE CONSPIRACY MORE THAN 1000 KILOGRAMS?

YES X NO \_\_\_\_\_

IF YOUR ANSWER IS "YES," PROCEED TO QUESTION 4. IF YOUR ANSWER IS

"No," PROCEED TO 3.B.

3.B. WAS THE AMOUNT OF MARIJUANA THE DEFENDANT REASONABLY COULD HAVE FORESEEN AS BEING INVOLVED IN THE CONSPIRACY 100 KILOGRAMS OR MORE BUT LESS THAN 1000 KILOGRAMS?

YES \_\_\_\_\_ NO \_\_\_\_\_

IF YOUR ANSWER IS "YES," PROCEED TO QUESTION 4. IF YOUR ANSWER IS "NO," PROCEED TO 3.C.

3.C. WAS THE AMOUNT OF MARIJUANA THE DEFENDANT REASONABLY COULD HAVE FORESEEN AS BEING INVOLVED IN THE CONSPIRACY 50 KILOGRAMS OR MORE BUT LESS THAN 100 KILOGRAMS?

YES \_\_\_\_\_ NO \_\_\_\_\_

IF YOU HAVE ANSWERED NOT GUILTY TO ALL OF QUESTIONS 1, 2, AND 3, PROCEED NO FURTHER AND RETURN YOUR VERDICT TO THE COURT.

IF YOU HAVE ANSWERED GUILTY TO ONE OR MORE OF QUESTIONS 1, 2, AND 3, PROCEED TO QUESTION 4.

**4. COUNT NINE: CONTINUING CRIMINAL ENTERPRISE [21 U.S.C. § 848(A)]**

AS FOR COUNT NINE OF THE SUPERSEDING INDICTMENT AGAINST GAETAN DINELLE, HOW DO YOU, THE JURY, FIND?

GUILTY X NOT GUILTY \_\_\_\_\_

IF YOUR VERDICT ON COUNT NINE IS GUILTY, PROCEED TO 4.A. IF YOUR VERDICT ON COUNT NINE IS NOT GUILTY, GO NO FURTHER AND RETURN YOUR VERDICT TO THE COURT.

4.A. WHICH OF THE FOLLOWING DO YOU UNANIMOUSLY FIND TO BE THE THREE OR MORE VIOLATIONS AS TO DEFENDANT GAETAN DINELLE?



	YES	NO
COUNT 1	<u>X</u>	_____
OVERT ACT 1	<u>X</u>	_____
OVERT ACT 3	<u>X</u>	_____
OVERT ACT 5	_____	<u>X</u>
OVERT ACT 6	<u>X</u>	_____
OVERT ACT 7	<u>X</u>	_____
OVERT ACT 8	<u>X</u>	_____
OVERT ACT 9	<u>X</u>	_____
OVERT ACT 10	_____	<u>X</u>
OVERT ACT 11	<u>X</u>	_____
OVERT ACT 13	_____	<u>X</u>
OVERT ACT 14	<u>X</u>	_____
OVERT ACT 15	_____	<u>X</u>
OVERT ACT 16	_____	<u>X</u>
OVERT ACT 18	<u>X</u>	_____
OVERT ACT 20	<u>X</u>	_____
OVERT ACT 21	_____	<u>X</u>
OVERT ACT 22	_____	<u>X</u>
OVERT ACT 23	<u>X</u>	_____
OVERT ACT 24	<u>X</u>	_____
COUNT 2	<u>X</u>	_____
COUNT 3	<u>X</u>	_____

4.B. DO YOU FURTHER FIND THAT DEFENDANT GAETAN DINELLE WAS A PRINCIPAL ADMINISTRATOR, LEADER, OR ORGANIZER OF AN ENTERPRISE WHICH RECEIVED \$10,000,000 IN ANY 12 MONTH PERIOD OF ITS EXISTENCE FOR THE IMPORTATION OR DISTRIBUTION OF MARIJUANA?

YES X NO \_\_\_\_\_

SO SAY WE ALL,